



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Sam E. KINNEY, Jr. et al. )  
Application No.: 09/282,157 )  
Filed: March 31, 1999 )  
For: METHOD AND SYSTEM FOR )  
CONDUCTING ELECTRONIC )  
AUCTIONS WITH MULTI-PARAMETER )  
PRICE EQUALIZATION BIDDING )

Examiner: Alain L. Bashore  
Group No.: 3624

**REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 C.F.R. §1.114**

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

1. Submission required under 37 C.F.R. §1.114.

- ☐ Previously submitted
- ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on September 5, 2002.
- ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ☒ Enclosed
- ☒ Amendment/Reply
- ☐ Affidavits(s)/Declaration(s)
- ☒ Information Disclosure Statement (IDS), PTO-1449, and references
- ☐ Other \_\_\_\_\_

RECEIVED

NOV 08 2002

GROUP 3600

CERTIFICATE OF MAILING (37 CFR 1.10)

I hereby certify that this paper (along with any paper referred to as being transmitted therewith) is being deposited with the United States Postal Service on November 5, 2002 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number EL719364531 addressed to the: Commissioner for Patents, Box RCE, Washington, D.C. 20231.

11/07/2002 WABDEL R1 00000115 500310 09282157

01 FC:1801 740.00 CH  
02 FC:1252 400.00 CH

Kim R. Jessum  
(Name of Person Mailing Paper)

(Signature of Person Mailing Paper)

2. This request is being submitted:
- ☒ Prior to abandonment of the application
  - ☐ Payment of the issue fee
  - ☐ Prior to a decision on appeal to the Board of Patent Appeals & Interferences
  - ☐ Appeal to the U.S. Court of Appeals of the Federal Circuit under 35 U.S.C. § 145 or ☐ Commencement of a civil action has been terminated

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply. If an additional extension of time is required, please consider this a Petition therefor.

- ☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.
- ☒ Applicants petition for an extension of time, the fees for which are set out in 37 CFR § 1.17(a), for the total number of months checked below:

Total Months Requested	Fee for Extension	Fee for Small Entity
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input checked="" type="checkbox"/> two months	\$ 400.00	\$200.00
<input type="checkbox"/> three months	\$ 920.00	\$460.00
<input type="checkbox"/> four months	\$1,440.00	\$720.00

Extension of time fee due with this request: \$400.00

- ☐ An extension for 0 months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Additional Claim Fees

☐ Additional claim fees of \_\_\_\_\_ for excess claims submitted in the enclosed Amendment, as calculated below.

					SMALL ENTITY		LARGE ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE	RATE	ADDIT. FEE
TOTAL		(-)	or 20	0	x 9		x 18	
INDEP.		(-)	or 3	0	x 49		x 80	
<input type="checkbox"/> 1st PRESENTATION OF MULTIPLE DEPENDENT CLAIMS					+\$135		+\$270	
					TOTAL	0	TOTAL	

5. Total Fee Due

☒ The Commissioner is hereby authorized to charge Deposit Account No. 50-0310 (Billing No. 046700-5005) fee of \$1,140.00 as noted below, along with any additional extension of time fees or additional fees for claims due to Deposit Account No. 50-0310. A duplicate copy of this sheet is enclosed.

☒ RCE fee in the amount of \$740.00.

☒ Extension fee in the amount of \$400.00

☐ Additional claim fee(s) in the amount of \$\_\_\_\_.00 as calculated above

☒ Any additional fees required under 37 C.F.R. §§ 1.16 or 1.17.

☒ Any overpayments or deficiencies in the above-calculated fee(s).

☒ In the event that a Petition for Extension of Time is required, but not enclosed, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

Respectfully submitted,

Date: November 5, 2002

By: Kim R. Jessum

Kim R. Jessum

Reg. No. 43,694

Customer No. 028977

MORGAN, LEWIS & BOCKIUS, LLP

1701 Market Street

Philadelphia, PA 19103-2921

Telephone: (215) 963-4753

Facsimile: (215) 963-5299